RE. NOTICE OF A MOTION IN RESPECT OF ALLEGED ALLEGATIONS MADE BY EX-LAW MINISTER

SHRI KAPIL SIBAL (Bihar): Sir, we had given notice of a motion yesterday, Mr. Chairman, Sir, on the issues that arose from the Statement of the Prime Minister, the statement of the ex-Law Minister as wet! as the serious allegations that had been made against the highest Constitutional functionary amongst the Law Officers of this country, and we would like to have a discussion, a full-fledged discussion, on the subject because we had given notice of a motion under rule 168. The matter of concern, ,Mr. Chairman, is that the ex-Law Minister does not share the perception... *(interruptions)....*

SHRI M. VENKAIAH NAIDU (Karnataka): Are you going into the merits of this thing?

SHRI KAPIL SIBAL: No, no; we want a commitment from the Government. ... *(Interruptions)...*

SHRI M. VENKAIAH NAIDU : That is for the Chairman.... *(Interruptions)....*

Sir, if the Chairman has allowed him....*(Interruptions)...*

MR. CHAIRMAN: As far as the motion is concerned, it is being examined. Action will be taken as per the rules.

SHRI KAPIL SIBAL: It may be examined, but, Mr. Chairman, Sir, the substance of the motion,...*(Interruptions)...'*

SHRI RAVI SHANKAR PRASAD (Bihar): Sir, I have a point of order. ... *(Interruptions)...*

SHRI M. VENKAIAH NAIDU: We never do like this. We don't discuss about the admissibility of a motion even before the Chairman decides. *...(Interruptions)...*

SHRI KAPIL SIBAL: It is not the admissibility of the motion. We want an undertaking, an assurance from the Government. *...(Interruptions)...* We want an assurance from the Government on the floor of this House that...*(Interruptions)...*

THE MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTARY AFFAIRS (SHRI O. RAJAGOPAL): The Government is examining the matter. *...(Interruptions)...*

SHRI KAPIL SIBAL: Once the Government says that they don't mind,... *(Interruptions)...*

MR. CHAIRMAN: I have already said that it is being examined. What more can be said? *...(Interruptions)...*

SHRI M. VENKAIAH NAIDU. Sir, we were also present in the House. We heard Mr. Jethmalani with all seriousness. I don't know from where Mr. Kapil Sibal has got the information that he had made serious allegations against a Constitutional authority. *(Interruptions)...*

SHRI KAPIL SIBAL: Yes, he had made serious allegations.. *(interruptions)...* That is a matter of great concern, *(interruptions)...* It was the subject-matter of discussion in this House. *(Interruptions)...* He had made serious allegations. *(Interruptions)...* I did not say that he had made serious allegations on the floor of the House against the highest Constitutional authority. *(Interruptions)...*

SHRI M. VENKAIAH NAIDU: Sir, we have nothing to do with what he has said outside *(Interruptions)...*

SHRI KAPIL. SIBAL: Sir, It was the subject-matter of discussion in the House *(Interruptions)...*

*__श्री मोहम्मद सलीम__ (पश्चिमी बंगाल): सर, ये सदन में कह रहे हैं कि चुप रहना गलत होगा अन्याय का साथ दिया तो और प्रधान मंत्री जी उन्हें चुप रहने के लिए कह रहे हैं। हम लोग समझ लें कि इसका क्या इंप्लिकेशन हो सकता है? वे कहते हैं कि चुप नहीं रहेंगे। वे कह रहे हैं चुप रहने का मतलब है...(__व्यवधान__)...

__श्री टी.एन.चतुर्वेदी__: यह तो अलग-अलग सिद्धांत की बात है।...(__व्यवधान__)...

SHRI M. VENKAIAH NAIDU: Sir, it has been discussed. *(Interruptions)...* It is not fair to raise it now. *(Interruptions)...*

SHRI KAPIL SIBAL: Sir, there has been a dear violation of the Official Secrets Act. *(Interruptions)...* There has been a clear violation of the Official Secrets Act. *(Interruptions)...* in fact, the ex-Law Minister has threatened the Government *(Interruptions)....* The ex-Law Minister has said it on the floor of the House *(Interruptions)::..*

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*Transliteration of the speech in Persian script is available in the Hindi version of the Debate.

SHRI K. RAHMAN KHAN (Karnataka): Mr. Ram Jethmalani has threatened the Government ... *(Interruptions)....*

SHRI KAPIL SIBAL: As far as the inquiry is concerned, he has threatened the Government. *(Interruptions)...* As far as the inquiry is concerned, he has threatened the Government. *(Interruptions)...* He has said that an inquiry should not be conducted. *(Interruptions)....*

SHRI M. VENKAIAH NAIDU. Sir, we seek your protection. *(Interruptions)...*

MR. CHAIRMAN: I have told them. *(Interruptions)....* I have told them that I am examining it. (*Interruptions)....* I have nothing more to say. *interruptions)...*

SHRI KAPIL SIBAL: We have no problem, if the Government says... *(Interruptions)....*

MR. CHAIRMAN: If ihe Members continue further, nothing will go on record *(Interruptions)..* Now. we can have the Special Mentions. There are a lot of Members to make Special Mentions. *.(Interruptions)...*

SHRI KAPIL SIBAL: Mr. Chairman. Sir. the issue is exe^ising the minds of the nation *(Interruptions)...*

MR. CHAIRMAN: You have given notice of a motion. I have told you that it is being examined and action will be taken as per the rules and conventions. *(Interruptions)...*

SHRI KAPIL SIBAL: Mr. Chairman. Sir, at least, the Government can give an assurance on the floor of the House that they are not opposed to such a discussion, of course, subject to admissibility. *(Interruptions)...* Certainly they can say that.

MR CHAIRMAN: It is for them to give it. It is not for me. *(Interruptions)...*

SHRI KAPIL SIBAL: Sir. I am not asking you. *../Interruptions)...* I am asking them, through you. Sir. *(Interruptions)...*

SHRI S.R. BOMMAI (Karnataka) : Sir, I am on a point of order. *../Interruptions)...*

MR. CHAIRMAN: No. *interruptions)...*

SHRI O. RAJAGOPAL: The Government does not come in the picture at this time *(Interruptions)....*

MR. CHAIRMAN: The Government doesn't come in the picture at this time, *i/nterruptions)...* The Government doesn't come in the picture at this time. *(Interruptions)...*

श्री टी.एन.चतुर्वेदी: आपसे तो बहुत सवाल पूछने पड़ेगें ...(व्यवधान)...

श्री कपिल सिब्बल: तो पूछिए न । आप पूछिए सवाल, हम जवाब देने के लिए तैयार हैं ।...(व्यवधान)...

SHRI S.R. BOMMAI : Sir. I am on a point of order. *(Interruptions)...*

MR. CHAIRMAN: Now, we will go to the Special Mentions. Shri Mohd. Azam Khan *(Interruptions)...*

SHRI S.R. BOMMAI: Sir, I am on a point of order. *(Interruptions)...*

MR. CHAIRMAN: Shri Mohd. Azam Khan. *(Interruptions)...* Is he there? *(Interruptions)...*

SHRI S.R. BOMMAI: Sir, I want to raise a point of order. *(Interruptions)...*

MR. CHAIRMAN: What is your point of order? Is it about the Special Mentions? Then, there is no point of order.

SHRI S.R. BOMMAI: Sir, there is no Cabinet Minister present in the House. *(Interruptions)....*

MR. CHAIRMAN: There is no point of order in that. *(Interruptions)...*

SHRI S.R. BOMMAI: Sir, it is the convention that a Cabinet Minister should be present in the House *(Interruptions)...*

*__श्री मोहम्मद सलीम__: दो-दो फॉर्मर केबिनेट मिनिस्टर यहां हैं लेकिन प्रेजेंट केबिनेट मिनिस्टर कोई नहीं हैं ।...(व्यवधान)..

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A former Cabinet Minister is here. But there is no present Cabinet Minister. *(Interruptions)...*

MR. CHAIRMAN: The Minister of State for Parliamentary Affairs is there *(Interruptions)...*

SHRI S.R. BOMMAI: No, Sir. He is not a Cabinet Minister. *(Interruptions)...*

SHRI DIPANKAR MUKHERJEE (West Bengal): Where is the Cabinet Minister? *(Interruptions)....*

*__श्री मोहम्मद सलीम__: यहां फॉर्मर केबिनेट मिनिस्टर हैं लेकिन प्रेंजेंट केबिनेट मिनिस्टर कोई नहीं हैं। पुराने वाले तो बहुत हैं लेकिन प्रेजेंट वाला कोई नहीं है।....(__व्यवधान__)...

SHRI S.R. BOMMAI: Sir, it is the convention of the House. *(Interruptions)...*

*__श्री मोहम्मद सलीमः__ यह तो बहुत अफसोसनाक है सर।

Either the Parliamentary Affairs Minister should be there or he should ask some other Cabinet Minister to be present. *(Interruptions)....*

AN HON. MEMBER: You adjourn the House *(Interruptions)...*

MR. CHAIRMAN: No adjournment *(Interruptions)....*

__श्री दीपांकर मुखर्जी__: राज्य सभा को क्या समझते हैं ये लोग? राज्य सभा को क्या समझ रखा है इन्होंने? एक भी केबिनेट मिनिस्टर को ये यहां नहीं ला सकते? क्या सबको चुप करा देंगे? सब केबिनेट मिनिस्टर चुप होकर चले गए क्या?...(__व्यवधान__)... अरे, बिना, केबिनेट मिनिस्टर के राज्य सभा....(__व्यवधान__)...

SHRI RAJU PARMAR (Gujarat): Sir, you adjourn the House till the Cabinet Minister comes.

SHRI MD. SALIM: Shri Jaitley is an able Minister. *(Interruptions)...* He can be upgraded.... *(Interruptions)...* We have no problem. *(Interruptions)...*

SHRI DIPANKAR MUKHERJEE: Time and again, the House has been adjourned, when the Cabinet Minister was not there. *(Interruptions)...* You please take it very seriously, Mr. Chaturvedi. *(Interruptions)...*

MR. CHAIRMAN: The Minister of State for Parliamentary Affairs is there *(Interruptions)...*

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*श्री मोहम्मद सलीमः सुषमा जी चुप बैठी हुई हैं। कई बार ऐसा हुआ कि विपक्ष में बैठकर सुषमा जी ने इस सवाल को उठाया था। चतुर्वेदी जी ने भी उठाया था। कई बार ऐसा हुआ है।...(**व्यवधान**)... चलिए, डिफेंस मिनिस्टर आ गए हैं।

MR. CHAIRMAN: Now, Special Mentions, Shri Mohd. Azam Khan.

SHRI M. VENKAIAH NAIDU: Sir, we agree that there is a point in what they have said. Now, a Cabinet Minister no less than the Defence Minister has come. We agree with them. *(Interruptions)...*

SPECIAL MENTIONS

Pitiable condition of Balmiki religious shrine in Amritsar

श्री मोहम्मद आज़म खान (उत्तर प्रदेश)ः मान्यवर, भारत के प्रसिद्ध शहर अमृतसर में तीन स्थान अन्तर्राष्ट्रीय स्तर के हैं- एक हरमिन्दर साहब, दूसरा जलियांवाला बाग और तीसरा वाल्मीकि तीर्थ स्थल। परन्तु विडम्बना यह है कि वाल्मीकि तीर्थ स्थल की स्थिति शर्मनाक हद तक दयनीय है। पंजाब प्रदेश सरकार तो उपेक्षा कर ही रही है। सैकड़ों सालों से इस पर वाल्मीकि समाज का कब्जा है। वाल्मीकि तीर्थ स्थल लगभग बारह करोड़ दुखी और उपेक्षित दिलों का केन्द्र बिन्दु है और उनके जज़बात से जुड़ा हुआ है। उसे केवल धन कमाने का जरिया बनाकर किसी तीर्थ स्थल पर कब्जा बनाए रखना इन्साफ नहीं है। सदियों से हालात की गर्द के नीचे दबे लोगों ने जागना चाहा है। वह अपने पूर्वजों की याद को स्वंय व्यवस्थित करना चाहते हैं और अगर वह ऐसा चाहते हैं तो किसी को क्या एतराज हो सकता है। पूरे देश और खासकर पंजाब प्रदेश में दलित वर्ग और वाल्मीकि समाज के लोग चेतना रैलियां निकालकर जबरन किए गए कब्जे पर अपना अधिकार चाहते हैं। मेरी सरकार से मांग है कि ऐसा स्थान जहां सीताजी ने पनाह ली हो, लव और कुश ने वाल्मीकि से शिक्षा हासिल की हो, ऐसे ऐतिहासिक और वाल्मीकि समाज की आस्था से जुड़े सवाल को गंभीरता से लेते हुए अन्तर्राष्ट्रीय स्तर के तीर्थ स्थल के पूरे इन्तजाम का अधिकार केवल और केवल वाल्मीकि समाज के लोगों को दिया जाए, अन्यथा यह बड़ी बेचैनी का कारण बन सकता है जो कि सौहार्द के लिए भी घातक होगा। इन्साफ तभी कसौटी पर साबित होता है जब वह होता हुआ नजर आए अन्यथा बेकार।

Negligence of Airport Authority and Air Traffic Control at Patna

VEN'BLE DHAMMAVIRIYA' (Bihar): Sir, the Air Bus 320, flight No. 809 - Bombay-Delhi-Ranchi-Patna, was saved by the pilot on 25^{m} July, 2000 from being crashed at the Patna Airport. This AT BUS left Ranchi in

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